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**OFFICE OF PETITIONS**

In re Application of :  
Mark C. Metzger :  
Application No. 10/701984 :  
Filing or 371(c) Date: 11/06/2003 : ON PETITION  
Title of Invention: APPARATUS AND :  
METHOD FOR BAGGING ICE :

This is a decision on the petition under 37 CFR 1.137(b), filed January 6, 2007, to revive the above-identified application. The delay in treating this petition is regretted.


This Petition is hereby **granted**.

The above-identified application became abandoned for failure to timely and properly reply to the non-final Office action, mailed July 12, 2004. The Office action set a three (3) month period for reply from the mail date of the Office action. Extensions of time were available under 37 CFR 1.136(a). No reply having been received, the application became abandoned on October 13, 2005. A Notice of Abandonment was mailed March 7, 2005.

Applicant files the instant petition to revive the application. An Amendment in response to the Office action was filed March 28, 2006. Accordingly, the petition is granted.

This application is being referred to Technology Center Art Unit 3751 for processing of the Amendment in due course.

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-3232.

  
Derek L. Woods  
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Office of Petitions